

JAN 06 2006

Atty. Dkt. No. 200208954-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lay et al.

Title: MEDIA ROUTING CONTROL BASED ON A
CHARACTERISTIC OF THE MEDIA

Appl. No.: 10/693,387

Filing Date: 10/24/2003

Examiner: Williams

Art Unit: 2878

BEST AVAILABLE COPY**DECLARATION UNDER 37 CFR 1.131**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We, D. Travis Lay, Curtis Reese, and Willard W. Bradburn state and declare
that:

1. Each of us are the inventors of at least one of originally filed Claims 1 through 20 of U.S. Patent Application Serial No. 10/693,387, filed on October 24, 2003 and entitled "MEDIA ROUTING CONTROL BASED ON A CHARACTERISTIC OF THE MEDIA."

2. We understand that in an Office Action dated October 6, 2005, each of originally filed Claims 1 through 20 were rejected as being unpatentable based on the use of U.S. Patent No. 6,836,627 to Kretschmann et al.

3. We understand, based on the information provided on the front page of Kretschmann et al., that Kretschmann et al was filed in the United States on January 15, 2003.

4. Prior to January 15, 2003, we conceived in the United States, the invention described in the originally filed claims of the above-referenced application

Atty. Dkt. No. 200208954-1

BEST AVAILABLE COPY

as evidenced by the attached Exhibit A and Exhibit B. Exhibits A and B are redacted copies of invention disclosure forms we completed before January 15, 2003.

5. We hereby declare that all statements made herein of our own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 1-4-05By: D. Travis Lay
D. Travis Lay

Date: _____

By: _____
Curtis Reese

Date: _____

By: _____
Willard W. Bradburn

Atty. Dkt. No. 200208954-1

BEST AVAILABLE COPY

as evidenced by the attached Exhibit A and Exhibit B. Exhibits A and B are redacted copies of invention disclosure forms we completed before January 15, 2003.

8. We hereby declare that all statements made herein of our own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: _____

By: _____

D. Travis Lay

Date: 11312006By: Curtis Rees

Curtis Rees

Date: _____

By: _____

Willard W. Bradburn

BEST AVAILABLE COPY

Atty. Dkt. No. 200208854-1

as evidenced by the attached Exhibit A and Exhibit B. Exhibits A and B are redacted copies of invention disclosure forms we completed before January 15, 2003.

5. We hereby declare that all statements made herein of our own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: _____

By: _____

D. Travis Lay

Date: _____

By: _____

Curtis Reese

Date: 1-3-06By: Willard W. Bratton

Willard W. Bratton